

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GERALD WALTEMYER,

Plaintiff,

No. C 04-01605 PJH

v.

JUDGMENT

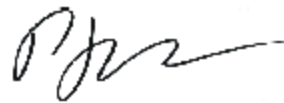
JO ANNE B. BARNHART, Commissioner
of Social Security Administration,

Defendant.

This action having come before the court on the plaintiff's motion for summary judgment and the defendant's motion for remand, and the court having granted plaintiff's motion in part, it is Ordered and Adjudged that the Commissioner's final decision is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). This constitutes a final judgment and closes the case and terminates all pending motions.

IT IS SO ORDERED.

Dated: October 6, 2005



PHYLLIS J. HAMILTON
United States District Judge